

**City of Dripping Springs  
City Council**

**Special Meeting Minutes  
Tuesday, September 8, 2009  
5:30 p.m.**

**511 Mercer Street, Dripping Springs, Texas**

**I. CALL TO ORDER AND ROLL CALL**

Mayor & City Council Members

Mayor Todd Purcell

Council Member Santos Alba

Council Member Joe Volpe

Mayor Pro Tem Bill Foulds

Council Member Doug Phillip

Council Member H.A. "Spider" Williams

City Staff/Appointed Officials

City Administrator Michelle Fischer

City Attorney Alan Bojorquez

Development Coordinator Jon Thompson

Planning & Zoning Commission Chair Craig Koenig

City Secretary Jo Ann Touchstone

Special Counsel Susan Zachos

City Treasurer Gina Gillis

Mayor Purcell calls the meeting to order at 5:35 p.m. All present except Craig Koenig. Also present Parks Coordinator Ashley Seay.

**II. WORKSHOP**

*No Action to be Taken on:*

- A. Sign Variance Request – Dripping Springs Presbyterian Church, 100 South Canyonwood Drive, *Nancy Marroquin, Pastor*
- B. Sign Variance Request – Dripping Springs Pharmacy, 100 Commons, *Mark J. Lander, The Mooreland Group, LLC, Project Manager, Dripping Springs Pharmacy*
- C. Sign Variance Request – Crossroads Hair Design, 27951 Ranch Road 12, *Kristi Kiewlich, Owner*
- D. Sign Variance Request – Walgreens/Red Box, 27495 Ranch Road 12, *Lee Ritchey, Walgreens Store Manager*
- E. Ordinance No. 1220.48 – Ordinance of the City of Dripping Springs Changing the Zoning Classification of the following property located in the City of Dripping Springs City Limits, Hays County, Texas: 28515 Ranch Road 12, Abs 415, Philip A. Smith Survey, 1.00 ac., R17880, from Single Family Four (SF-4) to Commercial Services (CS), *John Rosato and Carolyn Shilthuis, Owners*
- F. Site Plan – Hays County WCID # 1 Wastewater Treatment Plant Expansion, *12930 Nutty Brown Rd*
- G. Lease Agreement Between the City of Dripping Springs and Grace Food Pantry for the Dear Hall Building

- H. Facilities Use Agreement between the City of Dripping Springs and the Dripping Springs Lions Club for the 2009 Christmas on Mercer Street Event
- I. Request from the Dripping Springs Youth Sports Association to Hold “Founders Under the Stars” Fundraising Event at Founders Memorial Park on October 3, 2009
- J. Request from Dripping Springs Youth Sports Association for City to Apply to Dripping Springs Water Supply Corporation and the Lower Colorado River Authority for Variances to Irrigate Sports and Recreation Park and Founders Memorial Park Fields Under Water Restrictions
- K. Performance Contract between the City of Dripping Springs and John Wolfe for Wild West Festival
- L. Proposed Fiscal Year 2010 Budget and Proposed 2009 Ad Valorem Tax Rate of \$0.1025 per \$100.00 assessed valuation
- M. Resolution No. 2009-29 - A Resolution of the City of Dripping Springs Accepting Construction and Public Dedication of Street and Right-Of-Way Improvements for Creek Road
- N. Ordinance No.1220.49 - An Ordinance of the City of Dripping Springs Amending the City’s Zoning Ordinance Sections 3.8.3 (a), Multi family, 3.11.3(a) General Retail, and 3.12.3(a) Commercial Services to delete the language of “two stories” in the Height Regulations sections and limit the height of Main Buildings to forty feet (40’) as currently exists in these same sections
- O. Letter of Agreement between the City of Dripping Springs, Aus S. T. Kyle, Ltd. (John Lloyd) and Glenn T. Goode and Anne T. Davison for the acquisition of approximately 2.07 acres out of the ABS 289, G. Lindsey Survey owned by Glenn T. Goode and Anne T. Davison
- P. Commercial Hall Tract Development Agreement between the City of Dripping Springs and Aus S.T. Kyle, Ltd, 17.5870 acres, situated in the George W. Lindsay Survey No. 138, Abstract No. 289, and the Edward W. Brown Survey No. 136, Abstract No. 44, both in Hays County Texas, Volume 2724, Page 103), *John Lloyd, Owner*
- Q. Residential Hall Tract Development Agreement between the City of DrippingSprings and Aus S.T. Kyle, Ltd, 132.6017 acres, situated in the George W. Lindsay Survey No. 138, Abstract No. 289, the Edward W. Brown Survey No. 136, Abstract No. 44 and the Philip A. Smith Survey No. 26, Abstract No. 415, all in Hays County, Texas, Volume 2724, Page 103, *John Lloyd, Owner*
- R. Ordinance No. 1940.10 - An Ordinance of the City of Dripping Springs Establishing Regulations for an Identity Theft Prevention Program; Providing for the following: Rules; Standards; Procedures; Providing a Repealing Clause; Providing a Severability Clause; and Providing an Effective Date
  1. Public Hearing
  2. Ordinance No. 1940.10
- S. Wastewater Service Impact Agreement between the City of Dripping Springs and Dripping Springs Independent School District
- T. Amendment to Interlocal Agreement between the City of Dripping Springs and Dripping Springs Independent School District for the Conveyance of the Stephenson Building Property and Karhan Park Property
- U. Resolution No. 2009-30 – A Resolution of the City of Dripping Springs, Texas, Authorizing the Mayor to Execute, Deliver and Receive any and all Documents and Take Such Action as He Deems Appropriate in Connection with the

Interlocal Agreement Between the City of Dripping Springs and the Dripping Springs Independent School District for the Exchange of Properties Known as Karhan Park and the Stephenson Building

- V. Ordinance No. 1720.8 - Amendment to City of Dripping Springs "Ordinance Establishing Wastewater Service Rates, Charges, and Tap Fees and Adopting General Policies with Respect to the City's Wastewater System," to revise City wastewater rates, and to codify the ordinance in City of Dripping Springs Code of Ordinances at Vol. 1, Art. 10: Utilities, Ch. 4, Wastewater & Sewer, Subch. A: General Policies and Rates
- W. Appointment of Comprehensive Plan Steering Committee Members

### III. EXECUTIVE SESSION

**Councilman Williams motions to adjourn to Executive Session. Councilman Phillip seconds. Motion passes, 5-0. Convened to Executive Session at 5:55 p.m. Those present: Mayor Purcell, Mayor Pro Tem Foulds, Councilman Alba, Councilman Williams, Councilman Phillip, Councilman Volpe, Michelle Fischer, Alan Bojorquez and Susan Zachos. Mayor Pro Tem Foulds motions to adjourn to Regular Session. Councilman Alba seconds. Motion passes, 5-0. Reconvened to Regular Session at 6:35 p.m.**

*The City Council for the City of Dripping Springs has the right to adjourn into executive session at any time during the course of this meeting to discuss any matter as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.086 (Economic Development).*

- A. Consultation with City Attorney Regarding Interlocal Agreement between the City of Dripping Springs and Dripping Springs Independent School District for the Conveyance of the Stephenson Building Property and Karhan Park Property, 551.072 (Deliberations about Real Property)
- B. Consultation with City Attorney Regarding 551.072 (Deliberations about Real Property)
- C. Consultation with City Attorney Regarding Wastewater Service Impact Agreement between the City of Dripping Springs and Dripping Springs Independent School District 551.071 (Consultation with Attorney)
- D. Consultation with City Attorney Regarding Ordinance No. 1720.8 - Amendment to City of Dripping Springs "Ordinance Establishing Wastewater Service Rates, Charges, and Tap Fees and Adopting General Policies with Respect to the City's Wastewater System," to revise City wastewater rates, and to codify the ordinance in City of Dripping Springs Code of Ordinances at Vol. 1, Art. 10: Utilities, Ch. 4, Wastewater & Sewer, Subch. A: General Policies and Rates 551.071 (Consultation with Attorney)

### IV. ADJOURN

Mayor Pro Tem Foulds motions to adjourn. Councilman Alba seconds. Motion passes, 5-0. Meeting adjourned at 6:35 p.m.